

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

HOWARD RAY GARRISON, JR.
Plaintiff,

v.

COMMONWEALTH OF VIRGINIA,
Defendant.

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Civil Action No. 7:13cv00361

FINAL ORDER

By: Norman K. Moon
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that Garrison's request to proceed *in forma pauperis* is **GRANTED**, this action shall be and hereby is **DISMISSED without prejudice** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii), and this case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a copy of this Order and accompanying Memorandum Opinion to plaintiff.

ENTER: This 9th day of August, 2013.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE